

Southern Maryland Oil, Inc.

October 12, 2004

120 Alexander Hamilton Blvd.  
P.O. Box 532  
Yorktown, VA 23690-0532

Dear Tom Sheppard:

We are submitting the application and fee for a Special Exception for clearing in a greenbelt buffer along Victory Blvd in Yorktown, VA. Let me give you the history behind why this has occurred.

I just joined Southern Maryland Oil and moved to Virginia from Memphis, TN. My company just bought several stores in Tidewater and is based in LaPlata, MD. The dealer in the store is new and just moved here from MD. The dealer and I were working with VDOT discussing the possibility of getting a curb cut for this store on Victory Blvd. The dealer called me and said the representative from VDOT had informed him that we may have a better chance of getting the curb cut if we go ahead and clear the trees on our side of the fence along Victory Blvd. I thought that VDOT was the governing body and told the dealer that he could do that. I, along with the dealer, had no idea this was a greenbelt buffer and that we could not remove any trees.

After removing the trees we quickly found out that we could not do this and got notification of needing a Special Exception to plant back the trees that were cut. I got with 1 of a Kind Landscape Company to put together a professionally prepared landscape plan to show where we were planting the trees back. The owner of the landscape company called Sam Daniels during her planning and was told by him that we not only needed to plant back the trees on Victory, but that we needed to plant trees on the Hampton Hwy side, even though we did not do any work on this road. I did not realize this until I went to pick up the completed plans.

I am submitting the plans as you see them because the owner of the landscape company I worked with is on vacation for two weeks and was not able to change the plans before leaving town. I am asking for relief from having to plant any trees or shrubbery on the Hampton Hwy side of the property. We are asking to replace only the trees as you see them on the Victory Blvd side.

I truly apologize for cutting the trees down at this store. Please consider our plans and our request for relief.

Sincerely,



Catherine Green  
Wholesale Area Manager